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 Date of Deposit: December 26, 2006

Attorney Docket No.: 28589-022 (formerly 21958-022)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

App. No. : 10/059,939 Confirmation No. 7162
 Applicants : Mark LeVake, *et al.* TC/A.U.: 3627
 Filed : January 29, 2002 Customer No.: 35437
 Examiner : Laneau, Ronald
 Docket No. : 28589-022 (formerly 21958-022)
 Title : **METHOD AND APPARATUS FOR CONDUCTING LIVE,
 POINT-OF-SALE, ELECTRONIC MONITORING AND
 TRANSACTION SERVICES**

MAIL STOP AF

Commissioner for Patents
 P.O. Box 1450
 Alexandria, VA 22313-1450

TRANSMITTAL LETTER

Transmitted herewith for filing in the present application are the following documents:

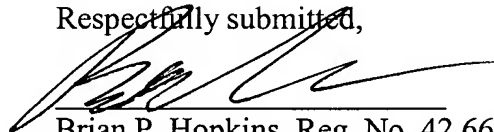
1. Amendment and Response under 37 C.F.R. 1.116 (16 pages);
2. Return Postcard.

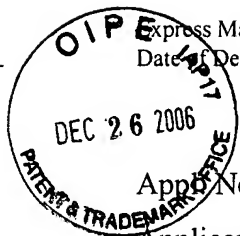
If the enclosed papers are considered incomplete, the Mail Room and/or the Application Branch is respectfully requested to contact the undersigned at (212) 935-3000.

The Commissioner is authorized to charge any fees that may be due to the undersigned's account, Deposit Account No. **50-0311** Ref. No. **28589-022 UTIL**. Please address all correspondence to customer number **35437**. A duplicate copy of this transmittal letter is enclosed herewith.

Date: December 26, 2006

Respectfully submitted,


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 Boris A. Matvenko, Reg. No. 48,165
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Alexandria, VA 22313-1450

AMENDMENT AND RESPONSE UNDER 37 C.F.R. 1.116

Dear Sir:

In response to the outstanding Final Office Action dated October 27, 2006 for the above-identified patent application, Applicants submit the following remarks:

The claim listing begins on page 2 of this paper.

Remarks/Arguments begin on page 8 of this paper.